IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.427 OF 2006

Deepak Balkrushna Bhagat. ... Petitioner

Vs.

The District Magistrate, Pune & Ors. ... Respondents

Mr. R.D. Soni for the petitioner.

Mr. P.S. Dani for respondent 2.

CORAM : SMT. RANJANA DESAI &
SMT. ROSHAN DALVI, JJ.

DATED : NOVEMBER 30, 2007.

P.C.:-

1. We have heard learned counsel appearing for the parties.

2. Learned counsel appearing for the petitioner states that the petitioner shall file an appeal/application in the Debts Recovery Tribunal under section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002

within four weeks from today. Needless to say that if such an appeal/application is filed, the Debts Recovery Tribunal shall deal with it in accordance with law. Interim relief granted by this court shall continue for a period of five weeks from today.

3. We make it clear that we have not considered the merits of the case while continuing the interim relief. The Debts Recovery Tribunal shall decide the matter and application for interim relief, if any, independently and in accordance with law. Writ petition is disposed of.

4. All concerned to act on the authenticated copy of this order.

[SMT. RANJANA DESAI, J.]

[SMT. ROSHAN DALVI, J.]